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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 UNITED STATES OF AMERICA,

12 Respondent,

13 v.

14 PAUL JEMERIGBE,

15 Movant.
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No. 2:93-cr-0251 KJM AC P

ORDER

17 Movant, a federal prisoner proceeding pro se, has filed a motion to vacate, set aside or
18 correct his sentence under 28 U.S.C. § 2255. The matter was referred to a United States
19 Magistrate Judge as provided by 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

20 On October 15, 2020, the magistrate judge filed findings and recommendations, which
21 were served on all parties and which contained notice to all parties that any objections to the
22 findings and recommendations were to be filed within twenty-one days. ECF No. 359. Neither
23 party has filed objections to the findings and recommendations.

24 The court presumes that any findings of fact are correct. *See Orand v. United States*,
25 602 F.2d 207, 208 (9th Cir. 1979). The magistrate judge's conclusions of law are reviewed
26 de novo. *See Robbins v. Carey*, 481 F.3d 1143, 1147 (9th Cir. 2007) ("[D]eterminations of law
27 by the magistrate judge are reviewed de novo by both the district court and [the appellate] court

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1 . . .”). Having reviewed the file, the court finds the findings and recommendations to be
2 supported by the record and by the proper analysis.

3 Accordingly, IT IS HEREBY ORDERED that:

4 1. The findings and recommendations filed October 15, 2020, are adopted in full; and

5 2. Movant’s August 4, 2020 letter, construed as a motion to vacate, set aside, or correct
6 his sentence, pursuant to 28 U.S.C. § 2255, ECF No. 357, is DENIED.

7 DATED: January 20, 2021

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9 CHIEF UNITED STATES DISTRICT JUDGE
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